

AO 440 (Rev. 8/01) Summons in Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

THE PRUDENTIAL INSURANCE
COMPANY OF AMERICA,

SUMMONS IN A CIVIL ACTION

V.

J. RONALD TERWILLIGER,
WILLIAM C. MACDONALD, JOSEPH S.
TORG, CFP RESIDENTIAL, L.P., AND
TCF RESIDENTIAL PARTNERSHIP, LTD.,

CASE NUMBER: 07 CV 8407

TO: (Name and address of Defendant)

CFP Residential, L.P.
2100 McKinney Avenue, Suite 400
Houston, TX 77042

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Christopher J. Garvey
Goodwin Procter LLP
599 Lexington Avenue
New York, New York 10022

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

OCT 01 2007

J. MICHAEL McMAHON

CLERK

DATE

(By) *[Signature]*

(By) DEPUTY CLERK

AO 440 (Rev. 10/93) Summons in a Civil Action

RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾	DATE OCTOBER 4, 2007
NAME OF SERVER (PRINT) RANDOLPH K. BURHAM	TITLE TEXAS PROCESS SERVER

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the defendant. Place where served:

2100 MCKINNEY AVENUE, SUITE 700
DALLAS, TEXAS 75201

- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left: _____

- ☐ Returned unexecuted: _____

- ☒ Other (specify): **DELIVERED TO CFP RESIDENTIAL, L.P. BY DELIVERING TO ITS LEGAL COORDINATOR,**
JACKIE L. CLOSE

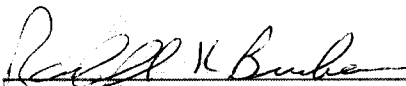
STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 10/06/07
Date


Signature of Server

5470 LBJ FREEWAY, DALLAS, TEXAS 75240
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.